

February 13, 1978

LB 673, 685

of costs we're talking about. That is all it does. It relates to court costs. I move the adoption of the Committee amendment, Mr. Chairman.

PRESIDENT: You've heard the question. Record your vote. Have you all voted? Have you all voted? Record.

CLERK: 26 ayes, 0 nays on the adoption of the Committee amendments, Mr. President.

PRESIDENT: They are adopted. Senator Barnett.

SENATOR BARNETT: Mr. President, members of the Legislature, I move for the advancement of 673 as amended. What it will do, it will be to charge a person upon conviction if you would look and see, not upon the charge of it, but upon conviction of a drunk drive charge, if there is tests taken by any doctor or agency, at the present time the cities and the villages are paying these tests but upon conviction, the person charged and found guilty of the offense will have that charge of that test added to his court costs and to his fine. So it would make the guilty person pay instead of the people within the district.

PRESIDENT: Senator Nichol.

SENATOR NICHOL: Senator Barnett, about how much would this run?

SENATOR BARNETT: It would probably be different, like a test at a hospital might be \$8 or \$10 or an individual doctor's test might be \$12.

SENATOR NICHOL: Okay.

SENATOR BARNETT: Some things like that I'm sure they have individual types of tests.

PRESIDENT: The question then is the advancement of the bill. Record your vote. Record.

CLERK: 25 ayes, 0 nays on the advancement of the bill, Mr. President.

PRESIDENT: The bill is advanced. 685.

CLERK: Mr. President, (Read title to LB 685). The bill was first read on January 6, 1978. It was referred to the Public Health and Welfare Committee. The bill was advanced to General File with Committee amendments so the amendments are now before the body, Mr. President.

PRESIDENT: Senator Barnett.

SENATOR BARNETT: In the absence of the Public Health and Welfare Committee who is in a hearing, I would move for the adoption of the Committee amendment which does nothing more than clarify the penalty section, making it a class five misdemeanor to coincide with the criminal code so that the penalty would be from 0 to \$100 on this issue and it doesn't change the penalty at all except that it would fall within the classified misdemeanor so I would ask for you to adopt the Committee amendment to LB 685.

PRESIDENT: The question is the adoption of the Committee amendments. Record your vote. Record.

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